

AMENDED IN SENATE APRIL 27, 2006

AMENDED IN SENATE MARCH 13, 2006

SENATE BILL

No. 1271

Introduced by Senator Escutia

February 9, 2006

An act to add Section ~~40402.5~~ 40004 to the Health and Safety Code, relating to public officers.

LEGISLATIVE COUNSEL'S DIGEST

SB 1271, as amended, Escutia. Public officers: conflicts of interest.

~~Under existing law, the Lewis-Presley Air Quality Management Act establishes the South Coast Air Quality Management District in those portions of the Counties of Los Angeles, Orange, Riverside, and San Bernardino included within the South Coast Air Basin, as the local agency with the responsibility for comprehensive air pollution control within the basin. Existing law sets forth the requirements for membership on the south coast district's governing board. Existing law creates air pollution control districts and air quality management districts, and sets forth the requirements for membership on the governing bodies of these districts, known as district boards. Existing law generally prohibits local agency officers and employees from engaging in any employment, activity, or enterprise for compensation that is inconsistent, incompatible or in conflict with their duties or those of the employing agency. Existing law also prohibits a public officer, including an appointed member of a governmental board, from holding 2 public offices that are incompatible. Existing law specifies various offices that are not considered incompatible.~~

This bill would provide that service on ~~the south coast~~ a district board shall not be considered an incompatible office with service on

the governing body of another ~~government~~ *governmental* agency; including, but not limited to, a board of a municipally owned utility.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. Section 40004 is added to the Health and Safety*
- 2 *Code, to read:*
- 3 *40004. Service on a district board shall not be considered an*
- 4 *incompatible office with service on the governing body of*
- 5 *another governmental agency.*
- 6 ~~SECTION 1. Section 40420.5 is added to the Health and~~
- 7 ~~Safety Code, to read:~~
- 8 ~~40420.5. Service on the south coast district board pursuant to~~
- 9 ~~this article shall not be considered an incompatible office with~~
- 10 ~~service on the governing board of another government agency~~
- 11 ~~board, including, but not limited to, a board of a municipally~~
- 12 ~~owned utility.~~